

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
JERMAINE BARNES,

Petitioner,

-against-

SUPERINTENDENT,

Respondent.  
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JUDGMENT  
08-CV- 2158 (JG)

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ AUG 06 2008 ★

**BROOKLYN OFFICE**

A Memorandum and Order of Honorable John Gleeson, United States District Judge, having been filed on August 1, 2008, dismissing for lack of jurisdiction petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 to challenge the 1989 Queens County conviction; and ordering that no Certificate of Appealability shall issue; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that petitioner's petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 to challenge the 1989 Queens County conviction is dismissed for lack of jurisdiction; and that no Certificate of Appealability shall issue.

Dated: Brooklyn, New York  
August 05, 2008

s/Robert C. Heinemann  
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ROBERT C. HEINEMANN  
Clerk of Court